

## PROBATE CALENDAR NOTES

**November 20, 2020**

**8:30 AM, Department 40**

**Placer County Superior Court**

Published November 16, 2020, 3:00 PM

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**For current local court COVID-19 information, visit:**  
<http://www.placer.courts.ca.gov/general-covid-19.shtml>

**Telephonic remote appearances are strongly encouraged. See Local Rule 10.28 concerning remote appearances.**

**Local Rule 10.27, "eDelivery," requires electronic filing of documents by attorneys and represented parties. *Due to potential delays in processing new filings, it is recommended all papers be filed at the earliest opportunity.***

These calendar notes are provided pursuant to Local Rule 80.1.4 for the probate calendar set for hearing **November 20, 2020, 8:30 AM, in Department 40**, Commissioner Glenn M. Holley, presiding. Pursuant to Local Rule 80.1.4, these calendar notes are **not** a tentative ruling on the merits of any matter before the court.

Updated notes may be posted at any time. Notes will generally be updated the court day prior to the hearing. Staff may respond to limited questions concerning calendar notes; however, court staff may not give legal advice to parties or attorneys. Messages may be left for the Office of Legal Research at (916) 408-6119.

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### **1. S-PR-0009788 Olsen, Kenneth Jay - In Re Estate of**

Clarification: additional allegations are needed to explain the purpose of the requested \$25,000 reserve, which appears to be excessive.

Current status is needed: petitioner alleges the estate is actively involved in the ongoing sale of estate property (petition at 7:11-8:3). The estate does not appear to be in a condition to be closed where it is involved in active sales.

**2. S-PR-0009789 Oxley Fam Trust; In re the**

Current status is needed re petition for instructions concerning distribution withholding.

**3. S-PR-0009858 Brandshaug, Bi Yu Wei - In re Estate of**

Petition for final distribution is recommended for approval as prayed.

**4. S-PR-0010070 Ahern, Margaret M. - In Re Estate Of**

Petition for appointment of successor personal representative is recommended for approval as prayed.

**5. S-PR-0010115 Minor Rev trust - In re the**

It is recommended the trust petition and account be continued, at petitioner's request, to January 29, 2021, 8:30 a.m., in Department 40.

**6. S-PR-0010116 Christensen, Craig G. - In re the Estate of**

Appearance is required for continued hearing on petition to administer estate. Responses by petitioner and by special administrator are needed: this petition is not at issue and nothing has been filed since February 2020. The court may terminate special administration and drop this petition from calendar.

☎ Remote telephonic appearances are strongly encouraged.

**7. S-PR-0010119 2004 Regan Fam Rev Trust; In re the**

Appearance is required for hearing on trustee account.

Note: this matter is also scheduled for trial assignment in Department 33 on the petition to remove trustee.

Response by petitioner Jason Regan is needed.

☎ Remote telephonic appearances are strongly encouraged.

**8. S-PR-0010136 Duarte, Clarence R. - In Re Estate of**

Petition for final distribution is recommended for approval as prayed.

**9. S-PR-0010159 Brown, Larry Elliott - In Re Estate of**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Amended petition to administer estate (intestate) (D Brown)

Appearance is required for continued hearing on amended petition to administer estate (intestate) (D Brown).

Amended petition to administer estate (testate) (J Brown)

Appearance is required for hearing on amended petition to administer estate (testate) (J Brown).

Will is not self-proving (witnesses signed no declaration or affidavit). Missing proof of subscribing witnesses. Note: no contest has been filed; however, competing petitioner D Brown previously alleged a later will superseded this will.

Missing waivers of bond by Frank Pedulla and Devin Brown.

Missing signed duties form (DE-147) by proposed personal representative Michael Storz. The clerk cannot issue letters until signed duties form is filed.

📞 Remote telephonic appearances are strongly encouraged.

**10. S-PR-0010303 Smith, Bradley David - In re the Estate of**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Missing required referee appraisal of all non-cash assets. Prob.C. § 13152(b).

Clarification is needed: the petition includes a closed bank account, a retirement plan, and an annuity in the list of subject property. It is unclear whether these are actually assets of decedent's estate. Additional information about each of these assets is needed.

**11. S-PR-0010322 Virginia L Zimmerman Fam Trust- In re the**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Appearance is required for continued hearing on petition to determine validity of trust amendment and for other relief.

Current status is needed.

 Remote telephonic appearances are strongly encouraged.

**12. S-PR-0010389 Sylvester Denton & Margaret Denton 1990 Rev Trust; In re the**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Appearance is required for hearing on motion for C.C.P. § 128.7 sanctions. No tentative rulings are made available in the probate notes (see Local Rule 80.1.4).

 Remote telephonic appearances are strongly encouraged.

**13. S-PR-0010429 Ugo G Cuneo & Leonora Cuneo Rev Trust; In re the**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Appearance is required for continued hearing on petition for instructions.

Although not republished here, issues raised in previous calendar notes remain unresolved.

Response / appearance of GAL for Ugo Cuneo is needed.

Note: it appears Susan Cuneo has presented an additional petition for filing which, as of the publication of these notes, has not yet been filed or calendared by the clerk. It is recommended that, if the petition has not yet been calendared—the court reserve a hearing date for that petition in approximately 60 days—and continue this matter to be heard with the new petition.

 Remote telephonic appearances are strongly encouraged.

**14. S-PR-0010454 Nancy N Craig Trust, et al.; In re the**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Petition to compel trustee to pay taxes and for other relief

It is recommended this continued hearing be dropped in favor of the hearing on amended petition to compel trustee to pay taxes and for other relief currently scheduled January 15, 2020, 8:30 a.m., in Department 40.

Demurrer to petition to compel trustee to pay taxes and for other relief

Note: the demurrer to petition to compel trustee has not yet been filed by the clerk, although it appears it was sent for filing through the courts electronic document delivery system on or about November 2.

It is recommended the demurrer, if filed by the clerk, be dropped from calendar in light of the filing of the amended petition to compel trustee to pay taxes and for other relief currently scheduled January 15, 2020, 8:30 a.m., in Department 40. Note that tentative rulings are not made available in the probate notes (see Local Rule 80.1.4).

**15. S-PR-0010485 Thomas, Jeffrey K. - In Re the Estate of**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Petition to administer estate is recommended for approval as prayed.

**16. S-PR-0010518 Damas, Theodore - In Re Estate of**

To assist the court in managing the high volume of remote appearances, persons appearing remotely on this matter should not connect to the court's phone appearance system until **8:50 AM**; the court will not call the matter before **9:00 AM**.

Petition to administer estate is recommended for approval as prayed.